

SOLICITATION, OFFER AND AWARD		1. THIS CONTRACT IS A RATED ORDER UNDER DPAS (15 CFR 350)		RATING	PAGE OF PAGES
2. CONTRACT NO. W912DW-05-D-1034	3. SOLICITATION NO. W912DW-05-R-0004	4. TYPE OF SOLICITATION <input type="checkbox"/> SEALED BID (IFB) <input checked="" type="checkbox"/> NEGOTIATED (RFP)		5. DATE ISSUED August 13, 2005	6. REQUISITION/PURCHASE NO. W68MD9-5152-7685
ISSUED BY USA Engineer District, Seattle ATTN: CENWS-CT PO Box 3755, Seattle, WA 98124-3755		CODE W912DW Tel: 206-764-6853 Fax: 206-764-6817		8. ADDRESS OFFER TO (If other than Item 7) See Item 7 or Handcarry to: Seattle District, USACE 4735 E. Marginal Way South Seattle, WA 98134	

NOTE: In sealed bid solicitations "offer" and "offeror" mean "bid" and "bidder".

SOLICITATION

9. Sealed offers in original and 1 copies for furnishing the supplies or services in the Schedule will be received at the place specified in Item 8, or if handcarried, in the depository located in Contracting Division, 2nd Floor, Col C-5 until 2:00 PM local time 13 Sep 2005
(Hour) (Date)

CAUTION - LATE Submissions, Modifications, and Withdrawals: Section I, Provision No. 52.214-7 or 52.215-10.
All offers are subject to all terms and conditions contained in this solicitation.

10. FOR INFORMATION CALL:	A. NAME Bonilie Lackey bonilie.l.lackey@usace.army.mil	B. TELEPHONE NO. (Include area code) (NO COLLECT CALLS) (206)764-4481
---------------------------	---	--

11. TABLE OF CONTENTS

(X)	SEC.	DESCRIPTION	PAGE(S)	(X)	SEC.	DESCRIPTION	PAGE(S)
PART I - THE SCHEDULE				PART II - CONTRACT CLAUSES			
<input checked="" type="checkbox"/>	A	SOLICITATION/CONTRACT FORM		<input checked="" type="checkbox"/>	I	CONTRACT CLAUSES	
<input checked="" type="checkbox"/>	B	SUPPLIES OR SERVICES AND PRICES/COST		PART III - LIST OF DOCUMENTS, EXHIBITS AND OTHER ATTACH.			
<input checked="" type="checkbox"/>	C	DESCRIPTION/SPECS./WORK STATEMENT		<input checked="" type="checkbox"/>	J	LIST OF ATTACHMENTS	
	D	PACKAGING AND MARKING		PART IV - REPRESENTATIONS AND INSTRUCTIONS			
<input checked="" type="checkbox"/>	E	INSPECTION AND ACCEPTANCE		<input checked="" type="checkbox"/>	K	REPRESENTATIONS, CERTIFICATIONS AND OTHER STATEMENTS OF OFFERORS	
<input checked="" type="checkbox"/>	F	DELIVERIES OR PERFORMANCE		<input checked="" type="checkbox"/>	L	INSTRS., CONDS., AND NOTICES TO OFFERORS	
<input checked="" type="checkbox"/>	G	CONTRACT ADMINISTRATION DATA		<input checked="" type="checkbox"/>	M	EVALUATION FACTORS FOR AWARD	
<input checked="" type="checkbox"/>	H	SPECIAL CONTRACT REQUIREMENTS					

OFFER (Must be fully completed by offeror)

TE: Item 12 does not apply if the solicitation includes the provisions at 52.214-16, Minimum Bid Acceptance Period.

12. In compliance with the above, the undersigned agrees, if this offer is accepted within 120 calendar days (60 calendar days unless a different period is inserted by the offeror) from the date for receipt of offers specified above, to furnish any or all items upon which prices are offered at the price set opposite each item, delivered at the designated point(s), within the time specified in the schedule.

13. DISCOUNT FOR PROMPT PAYMENT (See Section I, Clause No. 52.232-8)	10 CALENDAR DAYS	20 CALENDAR DAYS	30 CALENDAR DAYS	CALENDAR DAYS
	%	%	%	%
14. ACKNOWLEDGMENT OF AMENDMENTS (The offeror acknowledges receipt of amendments to the SOLICITATION for offerors and related documents numbered and dated:	AMENDMENT NO.	DATE	AMENDMENT NO.	DATE
	0001	08/24/05	0002	09/02/05
	0003	09/06/05	0004	09/08/05

15A. NAME AND ADDRESS OF OFFEROR Don Ferguson, Ferguson Contracting, Inc. P.O. Box 642 110 Wildcat Way Kellogg, Idaho 83837	15B. TELEPHONE NO. (Include area code) 208-784-7604	15C. CHECK IF REMITTANCE ADDRESS IS DIFFERENT FROM ABOVE - ENTER SUCH ADDRESS IN SCHEDULE. <input type="checkbox"/>	16. NAME AND TITLE OF PERSON AUTHORIZED TO SIGN OFFER (Type or print) Don Ferguson, President
--	--	--	--

17. SIGNATURE <i>Don Ferguson</i>	18. OFFER DATE 9/12/05
--------------------------------------	---------------------------

AWARD (To be completed by Government)

19. ACCEPTED AS TO ITEMS NUMBERED	20. AMOUNT NTE \$2,000,000.00	21. ACCOUNTING AND APPROPRIATION See Section G
-----------------------------------	----------------------------------	---

22. AUTHORITY FOR USING OTHER THAN FULL AND OPEN COMPETITION: <input type="checkbox"/> 10 U.S.C. 2304(c) () <input type="checkbox"/> 10 U.S.C. 253(c) ()	23. SUBMIT INVOICES TO ADDRESS SHOWN IN (4 copies unless otherwise specified)
---	---

24. ADMINISTERED BY (If other than Item 7) CODE	25. PAYMENT WILL BE MADE BY US Corps of Engineers Finance Center, CEFC-AO-P, 5722 Integrity Drive Millington, TN 38054-5004
--	--

26. NAME OF CONTRACTING OFFICER (Type or print) SHARON GONZALEZ	27. UNITED STATES OF AMERICA <i>Sharon Gonzalez</i> (Signature of Contracting Officer)	28. AWARD DATE 9/30/05
--	--	---------------------------

IMPORTANT - Award will be made on this Form, or on Standard Form 26, or by other authorized official written notice.

NSN 7540-01-152-8064

PREVIOUS EDITION NOT USABLE

PerFORM (DLA)

STANDARD FORM 33 (Rev. 4-85)
Prescribed by GSA
FAR (48 CFR) 53.214(c)

This page intentionally blank

**ALTERATIONS IN CONTRACT
(FAR 52.252-4) (APR 1984)**

PORTIONS OF THIS CONTRACT ARE ALTERED AS FOLLOWS:

1. Contracting Officer's Representative (COR) for this contract is:

Dave Roden, Telephone No.: (206)764-3448

2. In accordance with Section G, Page 11 of 110, Paragraph G.4, Accounting and Appropriation Data; the Base Year is hereby obligated in the amount of \$5,000.00. It will be deobligated following award of task order(s) meeting or exceeding this amount during the base year period of the contract. Accounting and appropriation data are as follows:

21520200000 088082	25161D9B5049300826000	ENVR	35026	\$5,000.00
--------------------	-----------------------	------	-------	------------


3. The contractor's technical proposal dated 12 September 2005 is hereby incorporated into and made a part of this contract award.

This page intentionally blank

IF THE CONTRACTOR IS A CORPORATION OR PARTNERSHIP, THE **APPLICABLE PORTION OF THE FORM** LISTED BELOW MUST BE COMPLETED. IN THE ALTERNATIVE, OTHER EVIDENCE MUST BE SUBMITTED TO SUBSTANTIATE THE AUTHORITY OF THE PERSON SIGNING THE CONTRACT. IF A CORPORATION, THE SAME OFFICER SHALL NOT EXECUTE BOTH THE CONTRACT AND THE CERTIFICATE.

CORPORATE CERTIFICATE

I, Jennifer Ferguson, certify that I am the Secretary Secretary of the Corporation named as Contractor herein; that Donald Scott Ferguson who signed this contract on behalf of the Contractor was then President of said corporation; that said contract was duly signed for and on behalf of said corporation by authority of its governing body and is within the scope of its corporate powers.

 (CORPORATE SEAL)
(Secretary)

AUTHORITY TO BIND PARTNERSHIP

This is to certify that the names, signatures and Social Security Numbers of all partners are listed below and that the person signing the contract has authority actually to bind the partnership pursuant to its partnership agreements. Each of the partners individually has full authority to enter into and execute contractual instruments on behalf of said partnership with the United States of America, except as follows: (state "none" or describe limitations, if any)

none

This authority shall remain in full force and effect until such time as the revocation of authority by any cause whatsoever has been furnished in writing to, and acknowledged by, the Contracting Officer.

(Names, Signatures and Social Security Numbers of all Partners)

NAME

SIGNATURE

SOCIAL SECURITY NO.

This page intentionally blank